

**Jury demand date:**

TITLE OF CASE

ATTORNEYS

vs.

Secretary of Health, Education and  
Welfare of United States of  
America.

For plaintiff:

Spillers, Tucker, Boyd, Parks &  
Kamins, 217 West 5th Street  
Tulsa, Okla. 74103 572-2244

For defendant:

Robert P. Santee  
Jack Short

STATISTICAL RECORD	COSTS	DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 5 mailed 7-1-70 12-1-71	Clerk	6-19-70	Spillers	15 00	
		625	CD 55		15 00
		1-20-72	Kamins	5 00	
J.S. 6 mailed 12-1-70 2-1-72	Marshal	1-27-72	CD 34		5.00
		7-3-74	Keating	78 40	
Basis of Action: Reversal of hearing examiner	Docket fee	7-8-74	C/D #1		78 40
	Witness fees				
Action arose at: Tulsa	Depositions				

DATE	PROCEEDINGS	Date Order or Judgment Noted
6-19-70	Petition, filed. x summons issued x b	
6-23-70	Summons returned, filed - served U. S. A. by serving Nathan Graham, U. S. Attorney and mailing two copies to The Attorney General, Department of Justice, Washington, D. C., on 6-23-70. (Fee \$3.00) b	
6-23-70	Summons returned, filed - served The Secretary of Health, Education and Welfare, Washington, D. C., by certified maile and return receipt requested, on 6-23-70. (Fee \$3.00) b	
8-10-70	Motion for enlargement of time within which to answer or otherwise plead to and including 10-22-70, filed. Brief in support attached. ds	
8-13-70	Order extending time to and including Oct. 22, 1970, <sup>for defendant</sup> to answer or otherwise plead, filed. g cpy mailed	
10-6-70	Answer, filed. m	
10-20-70	Plaintiff's brief and motion to remand, filed. b	
11-12-70	Judgment, filed and entered, that case is remanded to Secy. of HEW for rehearing. (LB-J)m (copies mailed)	
<del>11-18-71</del>	<del>Motion to reopen and vacate dismissal, filed. ds</del>	
11-18-71	Brief in support of motion to vacate dismissal, filed. ds	
11-18-71	Response to motion to reopen and vacate dismissal, filed. m <i>copy mailed judge</i>	
11-18-71	Supplemental certification, filed. m	
11-22-71	Order, filed, that case is declared reopened for all purposes. (LB-J)m (copies mailed)	
12-22-71	Motion of Deft. for Summary Judgment, filed. v	
12-22-71	Memorandum in Support of Motion of the Deft. for Summary Judgment, filed. v	
1-12-72	Hearing held on deft's motion for S/J. Motion granted and deft. to prepare formal order. (LB-J)hm (Bud Bailey-CSR)	
1-13-72	Order granting deft's motion for S/J, filed and entered. (LB-J)hm (copies mailed)	
1-20-72	Application of plaintiff to vacate order granting motion for summary judgment, filed. g	
1-20-72	Notice of appeal by plaintiff, filed. cpy to USCA & US Atty. g	
2-3-72	Order denying motion to vacate summary judgment, filed. (LB-J)hm (copies mailed)	
4-10-72	Amended Notice of Appeal, by the Plaintiff, filed. v	
4-10-72	Pauper's Affidavit of Plaintiff, filed. v	
4-10-72	Ordered by the Court that appellant is granted until 4-11-72 in which to perfect his appeal by filing an amended notice of appeal and the pauper's aff. with the Clerk, filed. (LB-J)v	
4-11-72	Appeal Record (orig. + 3 cpies) 3 vols., sent to USCA. g	
11-20-72	Mandate & Opinion of USCA affirming judgment of 1-13-72, filed and spread of record. g	
11-30-72	Statement of costs (\$78.40) taxed in favor defendant-appellee.	
7-3-74	Costs paid and released. g	
7-8-74	Release of Cost Judgment, filed. k	